

COMMITTEE OF OCCUPATIONAL THERAPY
MINUTES

DATE: May 12, 2006

TIME: 9:00 a.m. C.D.T.

LOCATION: Tennessee Room
Ground Floor, Cordell Hull Building
425 Fifth Avenue North
Nashville, TN 37247-1010

MEMBERS PRESENT: Susan McFadden, OT Interim Board Chair
Susan Pech, OTA Secretary
Lisa Short, Citizen Member
M. Sloan H. Lake, OT

MEMBERS ABSENT: Robbie Bell, Ex Officio

STAFF PRESENT: Marva Swann, Unit Director
Mary V. Webb, Board Administrator
Nicole Armstrong, Advisory Attorney
Jerry Kosten, Regulations Manager
Lea Ann Phelps, Disciplinary Coordinator

GUEST(S): Mike Harkreader, TNPAP Representative
John Williams, OT Lobbyist
Mary Jorgenson, Applicant

With a quorum being present, Ms. Pech called the meeting to order at 9:20 a.m.

Office of General Counsel

Ms. Armstrong advised the Committee of the Conflict of Interest policy and for anyone who had not signed a form as to their acknowledgement of said policy to do so.

Ms. Armstrong presented the OGC report. Currently for the Committee of Occupational Therapy, criminal background checks (05-0103) was adopted by the Committee May 6, 2005. This rule amendment has been approved by the Attorney General and will become effective on May 28, 2006.

Complaint filing, necessity of licensure for instructors, fee decrease (05-1398) were adopted by the Committee on November 18, 2005. They were sent to the Attorney General on December 27, 2005. At this time these rule amendments are still pending approval.

The Office of General Counsel currently has one (1) open case pertaining to the Board of Occupational and Physical Therapy Examiners. The one (1) open case involves a Physical Therapist.

Office of Investigations

Ms. Lea Ann Phelps, Disciplinary Coordinator, presented to the board the disciplinary/investigative reports:

Disciplinary Report – There are currently two (2) occupational therapists being monitored.

Investigative Report – There is currently one (1) open complaint in the Office of Investigations.

Financial Report

Ms. Webb presented the financial report which indicated that the Committee had a cumulative carryover of \$485,649.94 as of June 30, 2005.

Applicant Interviews/File Reviews

Mary Anne Jorgensen came before the Committee due to a DUI conviction in 2004. Ms. McFadden asked Ms. Jorgensen why she did not sign a TNPAP contract if the evaluator felt that she would need to be monitored. Ms. Jorgensen responded that she did not sign the contract because of financial reasons. She stated that her husband is in the military and that her insurance would pay for a portion of the costs. However, TNPAP did not accept Ms. Jorgensen's insurance. Ms. Jorgensen said that she is following TNPAP's recommendation as closely as possible by having her own insurance pay for the cost.

Ms. McFadden stated that she is not comfortable with the Board having to monitor random drug screens.

A motion was made by Ms. Lake and seconded by Ms. Pech to issue Ms. Jorgensen a license once she has signed a contract with TNPAP. The motion carried.

Minutes

A motion was made by Ms. Pech and seconded by Ms. Short to approve the minutes as amended. The motion carried.

TNPAP

Mr. Mike Harkreader explained to the Committee how the TNPAP organization is set up and how it benefits those professionals who are in need of their service.

A motion was made by Ms. Pech and seconded by Ms. Lake to renew the TNPAP contract. The motion carried.

Discussion

Continued competence guidelines – A motion was made by Ms. Pech and seconded by Ms. Lake to adopt the continued competence guidelines. The motion carried.

The availability of the ethics and jurisprudence courses - Discussion was deferred until the August board meeting.

Physical agent modalities performed by students – The committee would like a rule specifically stating that physical agent modalities can not be performed unless the student is being supervised by an occupational therapist with direct on sight supervision. A motion was made by Ms. Pech and seconded by Ms. Lake. The motion carried.

NBCOT annual conference election – The committee would like for three board members and one staff member to attend the conference if approved. A motion was made by Ms. Pech and seconded by Ms. Lake. The motion carried.

Legislation – Mr. John Williams, Lobbyist discussed House Bill 2648 that would open the practice act to make new rule amendments.

Ms. Robbie Bell stated that she has strived for the past six years to make all rules consistent with all boards.

This topic was deferred until the August board meeting.

Election of Officers

A motion was made by Ms. Lake and seconded by Ms. Short to elect Ms. McFadden as interim board chair and to elect Ms. Pech as secretary. The motion carried

Ratifications

A motion was made by Ms. McFadden and seconded by Ms. Pech to approve the newly licensed and reinstated occupational therapists and occupational therapy assistants and modality certifications. The motion carried.

Adjournment

There being no further business, the meeting was adjourned at 12:00 p.m.

Susan Pech, OT Secretary